THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.9361 OF 2004

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Dated 09-04-2007

Between:

M/s Secunderabad Club …Petitioner

And

The Commercial Tax Officer
And two others …Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.9361 OF 2004

O R D E R *(Per the Hon'ble Sri Justice Bilal Nazki):*

Heard learned counsel for the parties.

This writ petition is pending in this Court from 2004 and the only grievance of the petitioner is that pending appeal before the Appellate Deputy Commissioner-the second respondent, stay for recovery of the disputed tax was not granted by the Additional Commissioner-the third respondent. Appeal has been filed in the year 2004. In this view of the matter, we think that it will serve no purpose to keep this writ petition on board and accordingly, we dispose of the writ petition with a direction to the second respondent to dispose of the appeal, filed by the petitioner, within a period of three weeks from the date of receipt of a copy of this order. Till the appeal is decided by the second respondent, the stay granted by this Court shall remain operative. A copy of this order be sent to the second respondent. No order as to costs.

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(Bilal Nazki,J)

Dated 9th April, 2007

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(Nooty Ramamohana Rao,J)

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Note: A copy of this order
be sent to the Appellate
Deputy Commissioner forthwith.